(3)

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IN THE HIGH COURT OF JUDICATURE AT BILASPUR (C.G.)

Writ Petition No. 1109 of 2003.

PETITIONER PLAINTIFF : Smt. Kadira Bi, aged 88 years widow of late Kamruddeen, House hold lady, resident of Masanganj Bilaspur, Tah.& Distt.Bilaspur (C.G.).

V E R S U S

RESPONDENTS DEFENDANTS : (1) State of Chhattisgarh Through : The Collector, Bilaspur (C.G.).

(2) IIIrd Civil Judge, Class II, Bilaspur, Tah.& Distt. Bilaspur (C.G.).

(3) Jaheeruddeen, aged 60 years S/o late Kamruddeen, resident of Masanganj, Bilaspur (C.G.)

(4) Kamrunnissa, aged 65 years W/o Mirza Abbas, resident of Khaparganj, Bilaspur (C.G.)

(5) Chhattarbhuja Murarka, aged 55 years S/o Mahaveer Murarka, Khaparganj, Bilaspur (C.G.)

P. R. No. 962/03
Presented by Shri Lokesh Sharma
dated 01/04/03

CERTIFIED COPY
1-4-03

PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF A WRIT IN THE NATURE OF CERTIORARI, MANDMUS ETC. DIRECTION/DIRECTIONS, ORDER/ORDERS :

(33)

XI-HC—78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक W.P.No. 1109/03 सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश
	30-6-2003 Shri M.D. Sharma, Advocate for the petitioner. Sushri Sofia Khan, Dy. G.A. for the State. Heard. This petition under Article 226/227 of the Constitution of India is on the ground that an application under Order 6 Rule 17 of C.P.C. filed by the petitioner has been rejected by Third Civil Judge, Class I, Bilaspur vide order dated 22-2-2003. The Court below has considered the matter in detail and also found that it was filed belatedly after long time. Having considered the facts and circumstances of the case and material on record, in the opinion of this Court, no case for any interference in the impugned order in exercise of jurisdiction vested under Article 226/227 of the Constitution of India has been made out. The petitioner may however raise the questions in appeal, in case such an eventuality arises. With this observation, the petition is disposed of. In view of the above order M.W.P. No. 988/2003 and I.A. No. 3075/2003 also stands disposed of. Certified copy as per rules. **Sd/-** **Fakhruddin** **Judge**	